

REMARKS

This amendment is responsive to the Office Action dated January 23, 2006. Claims 32, 34, 36 and 38 are pending in this application. Claims 32 and 34 have been rejected and claims 36 and 38 have been objected to. Reexamination is respectfully requested in view of the foregoing amendments and following remarks.

The n-type current spreading layer disclosed by Ishikawa is Group II - VI compound semiconductor composed of not GaP but n-ZnSe or the like. Further more, it is nearly impossible to apply a HVPE (hydride vapor-phase epitaxy process) to the Group II - VI compound semiconductor in practice. Also Ishikawa's n-type current spreading layer is developed not by the HVPE but the MOVPE.

The current spreading layer of the light emitting device disclosed by Solomon is nitride such as GaN or the like, therefore, it is not GaP. Moreover, it is extremely difficult to apply the HVPE to nitride Group III-V compound semiconductor, and according to Solomon, it is developed by the MOVPE as well.

In addition, Boutros only discloses a GaAs light emitting device, and it is obviously not stated or suggested that it includes a current spreading layer, composed of GaP, and furthermore that the current spreading layer is developed as an n-type current spreading layer by using the HVPE.

All of these cited references do not disclose that an n-type GaP current spreading layer is developed by the HVPE, which is the main content in amended claim 32, therefore claim 32 must be patented along with the dependent claim 34.

Previously allowed claim 36 and 38 are amended to be independent claims including the content of pre-amended claim 32.


Amendment to Correct Typographical Error

Further, claims 36 and 38 have been amended to correct typographical errors that appeared in the amendment filed on November 10, 2005.

In view of the foregoing, it is respectfully submitted that the application is now in condition for allowance, and early action in accordance thereof is requested. In the event there is any reason why the application cannot be allowed in this current condition, it is respectfully requested that the Examiner contact

the undersigned at the number listed below to resolve any problems by Interview or Examiner's Amendment.

Respectfully submitted,



Ronald R. Snider
Reg. No. 24,962

Date: May 23, 2006

Snider & Associates
Ronald R. Snider
P.O. Box 27613
Washington, D.C. 20038-7613
Tel.: (202) 347-2600

RRS/bam